



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
230 SOUTH DEARBORN ST.
CHICAGO, ILLINOIS 60604

E. 2
N/O

144553

REPLY TO THE ATTENTION OF:

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Re: Dead Creek-Area G
Sauget, Illinois

Dear Sir or Madam:

On April _____, 1987, the following statement was read to you or your agent over the telephone:

The U.S. Environmental Protection Agency (U.S. EPA) intends to expend public funds to take action to abate a release or threatened release of hazardous substances, pollutants, and other contaminants at the Dead Creek-Area G site in Sauget, Illinois. This action is authorized by the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C. §9601 et seq. Under CERCLA, and other laws, responsible parties may be liable for money expended by the government to take necessary corrective action at the site, including investigation, planning, cleanup, and enforcement. Potentially responsible parties include the current owner or operator of the site, the past owner and operator, and persons who generate or were involved in transport, treatment, or disposal of hazardous substances at the site.

Contaminants including polychlorinated biphenyls (PCBs), pentachlorophenol (PCP), and octachlorodibenzo-dioxin have been found on the site. Before the government undertakes the necessary response action at the site, potentially responsible parties are being offered the opportunity to perform voluntarily the required work to abate endangerment from any releases or threat of release of hazardous substances, pollutants, or contaminants from the site. If private party cleanup is not forthcoming and

public funds are expended, potentially responsible parties may be liable for the costs incurred by the government. The U.S. EPA plans to initiate an immediate removal action as the first step toward mitigation of the release or threat of release of hazardous substances at the site. This immediate removal action will include the construction of a fence around the site.

These actions are designed to protect the public health from a release or threat of release of hazardous substances, pollutants, or contaminants. Under Section 107 of CERCLA, potentially responsible parties may be held responsible for all or part of the costs incurred by the U.S. EPA in undertaking this work and other necessary response or remedial work. Potentially responsible parties have the option, should they decide to exercise it, of initiating these activities if this can be accomplished in a timely and appropriate manner. Due to the nature of this endangerment, immediate action will be required. Potentially responsible parties must notify the U.S. EPA no later than April 17, 1987 at 11:00 a.m. Central Daylight Savings Time if they intend to undertake the work planned by the U.S. EPA. If potentially responsible parties fail to notify the U.S. EPA by the above deadline, the U.S. EPA will begin taking the necessary action at the site in lieu of private party action. Please contact either Thomas Mintz, U.S. EPA, Office of Regional Counsel, 230 South Dearborn Street, Chicago, Illinois 60604, phone (312) 886-6600; or Sherry Kamke, U.S. EPA, Waste Management Division, 230 South Dearborn Street, Chicago, Illinois 60604, phone (312) 353-3202 to provide notice or if you have any questions.

This letter confirms the above oral notice and reiterates the responsibilities and rights of _____ under CERCLA. Pursuant to Section 104 of CERCLA, U.S. EPA is authorized to undertake response actions deemed necessary to protect public health or welfare or the environment. U.S. EPA is also authorized to allow potentially responsible parties on opportunity to participate in such response actions.

The U.S. EPA is currently undertaking an emergency response action at the Dead Creek-Area G site in Sauget, Illinois. The U.S. EPA has determined that _____ may be a potentially responsible party for the release or threat of release of hazardous substances, pollutants, or contaminants from the site.

As a potentially responsible party, _____ may be liable for the emergency response costs incurred by the government in taking corrective action at the site. The U.S. EPA will continue to afford _____ an opportunity to participate in future response actions being conducted by the U.S. EPA.

If you have any questions concerning this matter please contact:

Thomas Mintz
Office of Regional Counsel
United States Environmental
Protection Agency (5CS-16)
230 South Dearborn Street
Chicago, Illinois 60604
Phone (312) 886-6600

Very truly yours,

Basil G. Constantelos, Director
Waste Management Division